



3732

JTB

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 4, 2004.

Marta Carrillo
Marta Carrillo

Appl No. : 10/036,235
Applicant : James Thomas
Filed : December 27, 2001
Title : VERTEBRAL ALIGNMENT SYSTEM

Confirmation No. 3357

TC/A.U. : 3732
Examiner : Eduardo C. Robert

Docket No. : 45774/TJD/T469
Customer No. : 23363

**REQUEST TO CORRECT INVENTORSHIP UNDER 37 C.F.R. 1.324
(37 C.F.R. § 3.73(b))**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
August 4, 2004

Commissioner:

1. This is a petition under 37 C.F.R. 1.324 to correct an error on nonjoinder of inventor in the patent specified above. It is requested that the PTO issue a certificate correcting the error.

2. Enclosed are:

(a) Statement of Non-Deceptive Intent by Person, Rick D. Roberts, Being Added by Petition to Change Inventorship in a Patent Application;

08/10/2004 GURDOF1 00000012 10036235

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130.00 OP

Appln No. 10/036,235
Amdt date August 4, 2004

(b) Statement Agreeing to Change of Inventorship by
Correctly Named Inventor, James C. Thomas, Jr.;

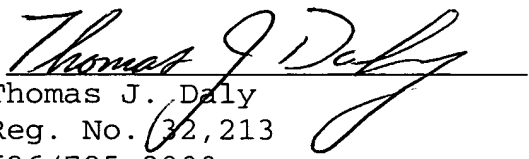
(c) Declaration and Power of Attorney from Rick D.
Roberts and James C. Thomas, Jr.

3. On information and belief, James C. Thomas, Jr. and
Rick D. Roberts are co-inventors of the subject matter of the
above-identified patent application.

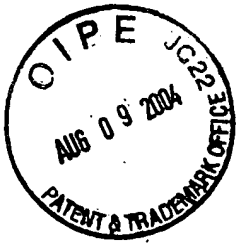
4. The required fee of \$130.00 is enclosed.

The Commissioner is hereby authorized to charge any fees under
37 CFR 1.16 and 1.17 which may be required by or to give effect
to this paper to Deposit Account No. 03-1728. Please show our
docket number with any change or credit to our deposit account.

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By 
Thomas J. Daly
Reg. No. 32,213
626/795-9900

TJD/mac
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl No. : 10/036,235 Confirmation No. 3357
Applicant : James C. Thomas, Jr.
Filed : December 27, 2001
Title : VERTEBRAL ALIGNMENT SYSTEM
TC/A.U. : 3732
Examiner : Eduardo C. Robert
Docket No. : 45774/TJD/T469
Customer No. : 23363

STATEMENT OF NON-DECEPTIVE INTENT BY PERSON BEING ADDED BY
PETITION TO CHANGE INVENTORSHIP IN A PATENT APPLICATION
37 C.F.R. 1.324(b)(1)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068

Commissioner:

I, Rick D. Roberts, who is being added as an inventor by the petition being submitted to correct the inventorship of this application, do hereby declare that the inventorship error in failing to include my name as an inventor on this application occurred without any deceptive intention on my part.

Date: 6/24/04

By

Rick D. Roberts



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl No. : 10/036,235 Confirmation No. 3357
Applicant : James C. Thomas, Jr.
Filed : December 27, 2001
Title : VERTEBRAL ALIGNMENT SYSTEM
TC/A.U. : 3732
Examiner : Eduardo C. Robert
Docket No. : 45774/TJD/T469
Customer No. : 23363

**STATEMENT AGREEING TO CHANGE OF INVENTORSHIP
BY CORRECTLY NAMED INVENTOR
37 C.F.R. 1.324(b)(1)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068

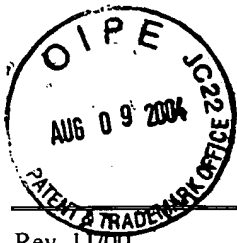
Commissioner:

I, James C. Thomas, Jr., the inventor signing below and who is correctly named in the above-identified patent application, agree to the change of inventorship of this patent application to include Rick D. Roberts as an inventor. I make this statement in support of the petition to correct the inventorship of this patent application.

Correctly named inventor:

Date: July 26, 2004

By James C. Thomas, Jr. MD
James C. Thomas, Jr.



Rev. 11/00

**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

PATENT

Docket No. : 45774/TJD/T469

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled VERTEBRAL ALIGNMENT SYSTEM, the specification of which is attached hereto unless the following is checked:

X was filed on December 27, 2001 as United States Application Number or PCT International Application Number 10/036,235 and was amended on ____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of the foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, any foreign application for patent or inventor's certificate, or any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

<u>Application Number</u>	<u>Country</u>	<u>Filing Date (day/month/year)</u>	<u>Priority Claimed</u>
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I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

<u>Application Number</u>	<u>Filing Date</u>
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60/258,963	December 29, 2000
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I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

<u>Application Number</u>	<u>Filing Date</u>	<u>Patented/Pending/Abandoned</u>
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DECLARATION FOR PATENT APPLICATION

Docket No. 45774/TJD/T469

POWER OF ATTORNEY: I hereby appoint the following attorneys and agents of the law firm CHRISTIE, PARKER & HALE, LLP to prosecute this application and any U.S. continuation or divisional application based on it, and to prosecute any international application under the Patent Cooperation Treaty based on it, and to transact all business in the U.S. Patent and Trademark Office connected with either of them in accordance with instructions from the assignee of the entire interest in this application; or from the first or sole inventor named below in the event the application is not assigned; or from ___ in the event the power granted herein is for an application filed on behalf of a foreign attorney or agent.

D. Bruce Prout	(20,958)	Robert A. Green	(28,301)	Stephen D. Burbach	(40,285)
Richard J. Ward, Jr.	(24,187)	Richard A. Wallen	(22,671)	David J. Steele	(47,317)
Walter G. Maxwell	(25,355)	Michael J. MacDermott	(29,946)	Tom H. Dao	(44,641)
William P. Christie	(29,371)	Anne Wang	(36,045)	Rodney V. Warfford	(51,304)
David A. Dillard	(30,831)	Constantine Marantidis	(39,759)	Rose A. Hickman	(54,167)
Thomas J. Daly	(32,213)	Daniel R. Kimbell	(34,849)	Colin T. Dorrian	(54,658)
Edward R. Schwartz	(31,135)	Daniel M. Cavanagh	(41,661)	Oliver S. Bajracharya	(55,905)
John D. Carpenter	(34,133)	Gary J. Nelson	(44,257)	R. W. Johnston	(17,968)
Wesley W. Monroe	(39,778)	Josephine E. Chang	(46,083)	Hayden A. Carney	(22,653)
David A. Plumley	(37,208)	Joel A. Kauth	(41,886)	Russell R. Palmer, Jr.	(22,994)
Gregory S. Lampert	(35,581)	Raymond R. Tabandeh	(43,945)	LeRoy T. Rahn	(20,356)
Mark Garscia	(31,953)	Cynthia A. Bonner	(44,548)	Richard D. Seibel	(22,134)
Syed A. Hasan	(41,057)	Jun-Young E. Jeon	(43,693)	Richard J. Paciulan	(28,248)

The authority under this Power of Attorney of each person named above shall automatically terminate and be revoked upon such person ceasing to be a member or associate of or of counsel to that law firm.

DIRECT TELEPHONE CALLS TO: Thomas J. Daly, 626/795-9900

SEND CORRESPONDENCE TO:

Customer Number: 23363

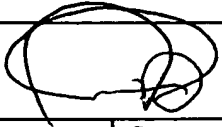
CHRISTIE, PARKER & HALE, LLP
P.O. Box 7068
Pasadena, CA 91109-7068

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

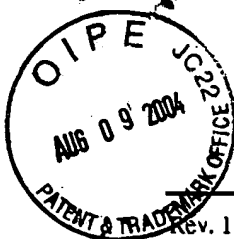
NAME OF SOLE OR FIRST INVENTOR			
James C. Thomas Jr.			
Inventor's Signature			Date
City Residence: Las Vegas	State Nevada	Country US	Citizenship US
Mailing Address:	1005 Championship Way, Las Vegas, Nevada 89134		

DECLARATION FOR PATENT APPLICATION

Docket No. 45774/TJD/T469

NAME OF SECOND INVENTOR			
Rick D. Roberts			
Inventor's Signature 			Date 6/29/04
Residence:	City Trinidad	State California	Country US
Citizenship US			
Mailing Address:	1121 Ox Road, Trinidad, California 95570		

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Rev. 11/00

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

PATENT

Docket No. : 45774/TJD/T469

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled VERTEBRAL ALIGNMENT SYSTEM, the specification of which is attached hereto unless the following is checked:

X was filed on December 27, 2001 as United States Application Number or PCT International Application Number 10/036,235 and was amended on ____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

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Prior Foreign Application(s)

<u>Application Number</u>	<u>Country</u>	<u>Filing Date (day/month/year)</u>	<u>Priority Claimed</u>
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I hereby claim the benefit under 35 U.S.C. § 119(c) of any United States provisional application(s) listed below.

<u>Application Number</u>	<u>Filing Date</u>
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60/258,963	December 29, 2000
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I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

<u>Application Number</u>	<u>Filing Date</u>	<u>Patented/Pending/Abandoned</u>
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DECLARATION FOR PATENT APPLICATION

Docket No. 45774/TJD/T469

POWER OF ATTORNEY: I hereby appoint the following attorneys and agents of the law firm CHRISTIE, PARKER & HALE, LLP to prosecute this application and any U.S. continuation or divisional application based on it, and to prosecute any international application under the Patent Cooperation Treaty based on it, and to transact all business in the U.S. Patent and Trademark Office connected with either of them in accordance with instructions from the assignee of the entire interest in this application; or from the first or sole inventor named below in the event the application is not assigned; or from ___ in the event the power granted herein is for an application filed on behalf of a foreign attorney or agent.

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Customer Number: 23363

CHRISTIE, PARKER & HALE, LLP

P.O. Box 7068

Pasadena, CA 91109-7068

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NAME OF SOLE OR FIRST INVENTOR			
James C. Thomas Jr.			
Inventor's Signature 			Date 7/9/04
Residence:	City Las Vegas	State Nevada	Country US
Mailing Address:		1005 Championship Way, Las Vegas, Nevada 89134	

DECLARATION FOR PATENT APPLICATION

Docket No. 45774/TJD/T469

NAME OF SECOND INVENTOR			
Rick D. Roberts			
Inventor's Signature			Date
Residence:	City Trinidad	State California	Country US
Citizenship US			
Mailing Address:	1121 Ox Road, Trinidad, California 95570		

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